

NO. 5:10-CT-3070-FL

**Defendants.**

## ORDER

The court now turns to plaintiff's motion to compel discovery. The court generally does not intervene in the initial requests for discovery materials. Rather, it is the responsibility of the party seeking discovery to serve his request on the party from whom discovery is sought. In this case, defendants have not been served with plaintiff's complaint. Therefore, plaintiff's motion to compel is DENIED as premature.

In sum, plaintiff's action is ALLOWED to proceed. Accordingly, the Clerk of Court is DIRECTED to issue a separate order of investigation. Plaintiff's motion to compel discovery (DE # 4) is DENIED as premature.

SO ORDERED, this the 27 day of July, 2010.



LOUISE W. FLANAGAN  
Chief United States District Judge